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COUNSEL CONTINUED ON NEXT PAGE

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

FACEBOOK, INC., a Delaware corporation,

Plaintiff/Counterclaim
Defendant,

v.

BRANDTOTAL LTD., an Israel corporation, and
UNIMANIA, INC., a Delaware corporation,

Defendants/
Counterclaim
Plaintiffs.

Case No. 3:20-CV-07182-JCS

**STIPULATION TO ENLARGE TIME
TO RESPOND TO FACEBOOK,
INC.'S MOTION TO DISMISS PER
L.R. 6-2**

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*Attorneys for Plaintiff/Counterclaim
Defendant Facebook, Inc.*

Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiff/Counterclaim Defendant Facebook, Inc. (hereinafter “Facebook”) and Defendants/Counterclaim Plaintiffs BrandTotal Ltd. and Unimania, Inc., (hereinafter “BrandTotal”) by and through their respective counsel, hereby stipulate as follows:

WHEREAS, Facebook filed and served their Notice of Motion and Motion to Dismiss the Defendants’ Counterclaims Pursuant to Fed. R. Civ. P. 12(b)(6) on November 23, 2020 (ECF No. 77) (hereinafter “Motion to Dismiss”);

WHEREAS, BrandTotal’s response to the Motion to Dismiss is currently due December 7, 2020;

WHEREAS, Facebook’s reply in support of its Motion to Dismiss is currently due December 14, 2020;

WHEREAS, BrandTotal has asked for, and Facebook has consented to, a thirty (30) day extension of time for BrandTotal to file its opposition to the Motion to Dismiss, up to and including January 6, 2020;

WHEREAS, Facebook has asked for, and BrandTotal has consented to, a reciprocal twenty-one (21) day extension of time for Facebook to file its reply in support of its Motion to Dismiss, up to and including February 3, 2020;

WHEREAS, to accommodate the new briefing timeline for the Motion to Dismiss, the parties respectfully request the hearing date for the Motion to Dismiss be reset to February 19, 2020, or such other date that is convenient for the Court;

WHEREAS, this will not affect any other date already set by Court order;

IT IS HEREBY STIPULATED AND AGREED by Facebook and BrandTotal, pursuant to Civil Local Rules 6-2 and 7-12, that the deadline for BrandTotal to file its opposition to the Motion to Dismiss shall be enlarged up to and including January 6, 2020,¹ that the deadline for Facebook to file its reply in support of the Motion to Dismiss shall be enlarged up to and including February 3,

¹ The parties have agreed to extend the time for BrandTotal to oppose the motion, not for BrandTotal’s deadline to file an amended pleading. BrandTotal reserves the right to request, as part of its opposition, that any dismissal be without prejudice with leave to amend; Facebook reserves the right to oppose.

2020, and it is respectfully requested that the Court reset the hearing date to February 19, 2020 or such other date that is convenient.

Dated: December 3, 2020

WILMER CUTLER PICKERING, HALE AND
DORR LLP

By: /s/ Sonal N. Mehta
SONAL N. MEHTA

Attorney for Plaintiff/Counterclaim Defendant
Facebook, Inc.

Dated: December 3, 2020

By: /s/ Rudolph A. Telscher, Jr.
RUDOLPH A. TELSCHER, JR.

Attorney for Defendants/Counterclaim Plaintiffs
BrandTotal Ltd. and Unimania, Inc.

SIGNATURE ATTESTATION

I am the ECF User whose identification and password are being used to file the foregoing Stipulation To Enlarge Time To Respond To Complaint. Pursuant to Civil Local Rule 5-1(i), I hereby attest that the other signatures have concurred in this filing.

Dated: December 3, 2020

By: /s/Rudolph A. Telscher, Jr.
RUDOLPH A. TELSCHER, JR.

CERTIFICATE OF SERVICE

I hereby certify that on December 3, 2020, I electronically filed the above document with the Clerk of the Court using CM/ECF which will send electronic notification of such filing to all registered counsel.

Dated: December 3, 2020

By: /s/Rudolph A. Telscher, Jr.
RUDOLPH A. TELSCHER, JR.